

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554**

In the Matter of)	
)	
Petition of KMC Telecom of Virginia, Inc.,)	
KMC Telecom V of Virginia, Inc., and)	
KMC Data LLC Pursuant to Section 252(e)(5))	WC Docket No. 05-39
of the Communications Act for Preemption)	
of the Jurisdiction of the Virginia State)	
Corporation Commission Regarding)	
Interconnection Disputes with Sprint)	

**PETITION OF KMC TELECOM OF VIRGINIA, INC., KMC TELECOM V OF
VIRGINIA, INC., AND KMC DATA LLC**

In accordance with the Federal Communications Commission's ("FCC or "Commission") Public Notice,¹ and in response to the late-field Comments of United Telephone – Southeast and Central Telephone Company of Virginia (together, "Sprint"),² KMC Telecom of Virginia, Inc. ("KMC Telecom"), KMC Telecom V of Virginia, Inc. ("KMC V"), and KMC Data LLC ("KMC Data")(collectively, "KMC") respectfully submit these Reply Comments in the above-referenced docket.

In its Comments, Sprint urges the Commission to defer action on KMC's pending Petition for Preemption based on a single ground. Specifically, Sprint refers to the February 3, 2005 press release issued by KMC Telecom Holdings, Inc., in which the company states that it is selling the CLEC operations in 37 markets, including those of KMC Telecom of Virginia.³ Sprint reads the press release to say that the KMC entities that are party to this proceeding will

¹ Public Notice, DA 05-278 (rel. Feb. 1, 2005).

² Comments filed by United Telephone – Southeast and Central Telephone Company of Virginia, WC Docket No. 05-39, February 14, 2005.

³ A copy of the press release is attached hereto.

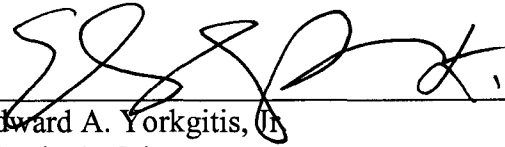
no longer require interconnection with Sprint; therefore, the pending Petition “may well be moot.” Sprint goes on to contend that “absent more detailed information from KMC it is simply premature to act on the Petition at this time.” Sprint’s concerns that the KMC entities as a group will be exiting the competitive telecommunications market and will no longer require interconnection from Sprint are without merit.

Simply stated, in the Commonwealth of Virginia, the sale announced by KMC Telecom Holdings, Inc. in the February 3, 2005 press release will only impact the operations of KMC Telecom of Virginia. KMC V and KMC Data, on the other hand, are not subject to the pending transaction . KMC is made up of numerous affiliated companies, and the sale of assets related to one affiliate does not necessarily impact or alter the business plan of any other KMC entity. KMC V and KMC Data will remain actively involved in Virginia markets; and, each entity will continue to require interconnection with Sprint pursuant to the terms and conditions for which these companies seek arbitration. Going forward, after the proposed transaction, KMC will continue to provide “traditional and IP based services.” Thus, contrary to Sprint’s concerns, the KMC entities will continue to operate as telecommunications carriers and will continue to need access to interconnection pursuant to section 251 of the Act. Accordingly, Commission action with regard to the pending Petition for Preemption and, in turn, KMC’s Petition for Arbitration of its Virginia interconnection agreement with Sprint, remains valid and necessary for the continued operations of the KMC entities in the State of Virginia.

In conclusion, KMC respectfully requests that the Commission reject Sprint’s attempt to delay this proceeding, and move forward to preempt the jurisdiction of the Virginia State Corporation Commission regarding the interconnection issues still in dispute between KMC and Sprint.

Respectfully submitted,

KMC Telecom of Virginia, Inc.
KMC Telecom V of Virginia, Inc.
KMC Data LLC



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Dated: February 18, 2005

CERTIFICATE OF SERVICE

I, M. Nicole Oden, hereby certify that on this 18th day of February, 2005, I served a true and correct copy of the foregoing Comments of KMC Telecom of Virginia, Inc., KMC Telecom V of Virginia, Inc., and KMC Data LLC on the following by the means indicated:

Filed By ECFS:

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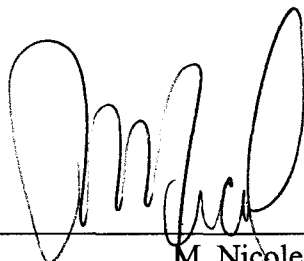
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M. Nicole Oden

KMC Telecom Sells Operations in 37 CLEC Markets To CenturyTel and TelCove
Thursday February 3, 11:00 am ET

Company Focuses on Wholesale Market with Announcement of Nationwide IP/MPLS Network

BEDMINSTER, N.J.--(BUSINESS WIRE)--Feb. 3, 2005--KMC Telecom Holdings, Inc., one of the nation's largest private competitive local exchange carriers (CLECs) and a leading provider of wholesale communications services nationwide, today announced that they are selling their CLEC operations in all their 37 markets to CenturyTel and TelCove in separate agreements. KMC also announced that they would now focus all their resources on their highly successful wholesale business. KMC will deliver traditional and IP wholesale services to carriers and large enterprises, nationwide, over their new IP/MPLS network.

CenturyTel, Inc., headquartered in Monroe, Louisiana, and the nation's 8th largest local exchange telephone company, will be taking control of the following sixteen KMC markets: Akron, Dayton and Toledo, Ohio; Ann Arbor and Lansing, Michigan; Baton Rouge, Louisiana; Chattanooga, Tennessee; Corpus Christi and Longview, Texas; Eden Prairie, Minnesota; Fort Wayne, Indiana; Huntsville and Montgomery, Alabama; Madison, Wisconsin; Biloxi/Gulf Port, Mississippi; and, Topeka, Kansas.

TelCove, of Pittsburgh, Pennsylvania, a leading provider of business critical telecommunications services to enterprise companies and carriers throughout the eastern half of the U.S., will be adding twenty-one KMC markets to the fifty-two markets they already serve. The KMC markets being acquired by TelCove are: Augusta and Savannah, Georgia; Columbia, Charleston and Spartanburg, South Carolina; Daytona Beach, Ft. Myers, Greater Pinellas, Melbourne, Pensacola, Sarasota and Tallahassee, Florida; Fayetteville, Greensboro, Hickory, Wilmington and Winston-Salem, North Carolina; Hampton Roads and Roanoke, Virginia; Bethesda/Frederick/Rockville, Maryland; and, Bristol/Johnson City/Kingsport (Tri-Cities), Tennessee.

While these agreements are subject to regulatory review, all three parties are confident that they will be quickly approved.

KMC Telecom will be transitioning the network assets and all customers in these markets to TelCove and CenturyTel. KMC served approximately 10,000 small, medium and large business customers in these 37 markets. Additionally, local sales and technical support personnel, and some headquarters support functions will also be transitioned.

Both CenturyTel and TelCove intend to extend their investments in these markets by providing additional services to existing and new customers -- further enhancing these networks in the communities they serve.

"We anticipate that KMC Telecom customers will be very well served by both CenturyTel and TelCove," said Roscoe C. Young, II, Chief Executive and Chief Operating Officer of KMC Telecom. "With their plans for continued investments and improvements to these networks, customers can expect excellent support and state-of-the-art communication services now and in the future."

Regarding this sale, William H. Stewart, KMC Telecom Chief Financial Officer, added, "KMC is very pleased with this successful all-cash deal. We were able to meet the needs of our customers, KMC Telecom, CenturyTel and TelCove, and our investors. KMC has always placed primary value on our customers and the communities we serve. In striking this sale with CenturyTel and TelCove, this tradition of "Customer First" continues."

Today, KMC also announced that they are nearing completion of their National IP/MPLS Network, based on the latest technology and offering best-in-class network performance and management. This state-of-the-art network is capable of supporting today's TDM traffic requirements, but has been optimized for enhanced IP and data services. The network incorporates significant Cisco systems and support. As such, KMC has been certified as a Cisco Powered Network partner.

This new network currently provides coverage to over 240 local rate centers, and is supported by 13 carrier class switches. These switches are interconnected by a next generation IP infrastructure located in 14 tier 1 cities. Connectivity to KMC's National IP/MPLS Network can be accessed throughout the continental United States.

KMC is currently providing the following wholesale services: Enhanced Voice Origination and Termination Services, Carrier Termination Services, Dial Access Service and National Tandem Services. In the coming months, KMC also plans to offer a suite of IP hosted services using this new nationwide network platform.

KMC Telecom is a nationwide wholesale communication services provider offering traditional voice and next-generation VoIP and IP services to local, national, interexchange and wireless carriers, ISPs, MSOs and large enterprises via a national IP/MPLS network.

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Source: KMC Telecom Holdings, Inc.